



Mail Label No.: EL947115164US  
Date of Deposit: May 17, 2002

Attorney Docket No. 15966-675 CIP2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Gerlach et al.  
SERIAL NUMBER: 09/970,607  
FILING DATE: October 3, 2001  
FOR: Novel Polypeptides and Nucleic Acids Encoding Same

EXAMINER: Not Yet Assigned  
ART UNIT: 1636

RECEIVED  
MAY 23 2002  
TECH CENTER 1600/2900

Assistant Commissioner for Patents  
Washington, D.C. 20231

**PETITION FOR EXTENSION OF TIME AND SUBMISSION OF THE PROCESSING  
AND RETENTION FEE UNDER 37 C.F.R. § 1.78(a)(1)(iv)**

Pursuant to 37 C.F.R. § 1.136(a), applicant hereby petitions for a five-month extension of time to respond to the October 31, 2001 Notice to File Missing Parts in the above-identified application. With the extension, the response is due on May 31, 2002. Enclosed is check (#12821) in the amount of \$130.00 to cover the cost of the balance due by Applicants (including surcharge), and check (#12822) in the amount of \$980.00 to cover the cost of the extension due by Applicants.

Applicants also submit herewith the processing and retention fee in accordance with 37 C.F.R. § 1.78(a)(1)(iv). The present application was filed on October 3, 2001 with a specification including a description and claims and is therefore entitled to this filing date as set forth in 37 CFR §1.53(b). Enclosed is check (#12823) in the amount of \$ 130.00 to cover the cost of the processing and retention fee.

A continuation application claiming the benefit under 35 U.S.C. §120 is being filed simultaneously.

05/22/2002 AMABII 00000010 09970607

01 FC:228	980.00 .0P
02 FC:105	130.00 .0P
03 FC:586	130.00 .0P

APPLICANTS: Gerlach et al.  
SERIAL NO: 09/970,607

Although applicant believes no additional fees are due with this filing, the Commissioner is authorized to charge any additional fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311 (Reference No. 15966-675 CIP2). A duplicate copy of this Petition is enclosed

Respectfully submitted,



May 17, 2002

---

Ivor R. Elrifi, Reg. No. 39,529  
Naomi Biswas, Reg. No. 38,384  
Cynthia A. Kozakiewicz, Reg. 42,764  
Attorneys for Applicants  
c/o MINTZ, LEVIN  
One Financial Center  
Boston, Massachusetts 02111  
Tel: (617) 542-6000  
Fax: (617) 542-2241

TRA 1669878v1